



ANNE LUCEY  
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May 10, 2010

By Electronic Filing

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, SW  
Room TW-A35  
Washington, DC 20554

**RE: MB 10-71: Petition for Rulemaking to Amend the Commission's Rules  
Governing Retransmission Consent**

Dear Ms. Dortch:

We submit this ex parte letter in order to correct a factual inaccuracy in the above-captioned proceeding as submitted by Minnesota-based BEVCOMM in its March 31, 2010 comments.

In response to the March 23, 2010 ex parte notice of CBS --in which we stated that disruptions of broadcast signals to MVPD subscribers around the nation have been minimal in number and duration-- BEVCOMM alleged that "many BEVCOMM customers have continuously lost access to the broadcast signals of CBS, NBC and Fox affiliates for 15 months."

We cannot speak to the availability of CBS programming in BEVCOMM's service areas other than that programming which we distribute via our owned-and-operated television station WCCO-TV, Minneapolis. And with respect to that station, we note that BEVCOMM's statement that it has "continuously lost access" to CBS is, at best, misleading, and at worst, simply false. At no point have we ever denied BEVCOMM the right to transmit CBS programming via WCCO-TV to its customers.

Thank you for your attention to this matter. Please do not hesitate to contact the undersigned with any question or comment.

Sincerely,

A handwritten signature in black ink that reads "Anne Lucey" followed by a period.